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SIMMONS BEDDING COMPANY
6 and Defendant and Counterclaimant DREAMWELL, LTD.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

12 || ZINUS, INC. a California Corporation,

Case No. 07-CV-03012-PVT

13 Plaintiff,

**[PROPOSED]
ORDER VACATING MARCH 11, 2008
ORDER GRANTING PLAINTIFF'S MOTION
FOR SUMMARY ADJUDICATION**

14 v.
15 SIMMONS BEDDING COMPANY, a
16 Delaware corporation, and DREAMWELL,
LTD., a limited liability company of
Nevada

Before: The Honorable Patricia V. Trumbull
Location: Courtroom 5

Defendants.

19 | AND RELATED COUNTERCLAIMS

Having considered the Joint Motion for Administrative Relief to Vacate Order Granting Plaintiff's Motion for Summary Adjudication filed by plaintiff and counterclaim defendant Zinus, Inc., defendant Simmons Bedding Company, and defendant and counterclaimant Dreamwell, Ltd., and good cause appearing:

[PROPOSED] ORDER
Case No. 07-CV-03012-PVT

1 IT IS HEREBY ORDERED that the parties' Joint Motion is granted. The March 11, 2008
2 Order Granting Plaintiff Zinus, Inc.'s Motion for Reconsideration; and Granting Plaintiff's
3 Motion for Summary Adjudication is hereby vacated.

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6 Dated: April ___, 2008.

7 The Honorable Patricia V. Trumbull
8 United States Magistrate Judge
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